

# SUMMARY ANALYSIS OF AMENDED BILL

## Franchise Tax Board

Author: Cedillo Analyst: Roger Lackey Bill Number: AB 1463

Related Bills: See Prior Analysis Telephone: 845-3627 Amended Date: 08-16-99

Attorney: Patrick Kusiak Sponsor:

**SUBJECT:** Driver's Licenses & Identification Cards/Include Social Security Account Number, Taxpayer Identification Number Or Other Appropriate Identifier

DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended \_\_\_\_\_.

AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.

AMENDMENTS DID NOT RESOLVE THE DEPARTMENT'S CONCERNS stated in the previous analysis of bill as introduced/amended \_\_\_\_\_.

FURTHER AMENDMENTS NECESSARY.

DEPARTMENT POSITION CHANGED TO \_\_\_\_\_.

☒ REMAINDER OF PREVIOUS ANALYSIS OF BILL AS AMENDED April 15, 1999, STILL APPLIES.

☒ OTHER - See comments below.

### SUMMARY OF BILL

This bill would amend the Vehicle Code to provide that if an applicant for a driver's license or identification card does not possess a social security number (SSN), the Department of Motor Vehicle (DMV) shall require a taxpayer identification number or other identifier determined to be appropriate. This bill would not allow the DMV to disclose a SSN or any other information collected pursuant to this section, except as specifically required by federal or state law.

This bill would make other changes to the Vehicle Code. This analysis will address the bill only as it impacts the Franchise Tax Board (FTB).

### SUMMARY OF AMENDMENT

The August 16, 1999, amendment deleted the earlier provisions which would have removed the SSN from all DMV driver's license and identification card applications, and added the provisions discussed above.

The amendment also made other changes that do not impact the FTB.

As a result of the August 16, 1999, the implementation concerns, department costs, and tax revenue estimate provided in the department's analysis of AB 1463 as amended April 15, 1999, no longer apply. A new implementation concern, departmental costs, and tax revenue estimate have been provided below.

### Implementation Considerations

The FTB has established information-sharing agreements with the federal government and other state agencies, which permit these agencies to share information with the department. This bill would only allow the DMV to

### Board Position:

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<input type="checkbox"/> N	<input type="checkbox"/> OUA	<input checked="" type="checkbox"/> PENDING

Legislative Director

Date

Geoff Way for J. Rosas

9/10/1999

provide information if federal or state law specifically **required** it. Amendment 1 would permit the information sharing agreements between state agencies to continue, if **allowed** by federal or state law.

Without this amendment, certain information currently received by the department may no longer be accessible. The department would be required to develop another information resource, which could reduce the efficiency of some of the department's programs.

#### Departmental Costs

Due to the varying use of the DMV information throughout the department, the impact to departmental costs of developing another information resource or operating without current information cannot be accurately determined.

However, if the bill is amended to allow the department to continue to receive information from the DMV, this bill would not impact the departmental costs.

#### Tax Revenue Estimate

The data and information necessary to determine the collection impact of this proposal related to SSN identification are not available. Any decrease in collections will depend on the extent to which non-tax debts would have otherwise been collected through FTB. To the extent the department is unable to obtain assets earlier or unable to locate available assets as a result of this proposal, there could be a reduction in collections.

If this bill is amended to allow the department to continue to receive information from the DMV, this bill would not impact the state's income tax revenue.

#### BOARD POSITION

Pending.

At its July 6, 1999, the Franchise Tax Board voted to take an oppose position on this bill. However, the author has taken amendments that addressed the Board's major concern, and the Board has not had an opportunity to take a position on the bill as amended.

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FRANCHISE TAX BOARD'S  
PROPOSED AMENDMENTS TO AB 1463  
As Amended August 16, 1999

AMENDMENT 1

On page 5, line 40, strikeout "specifically" page 6, line 1, strikeout  
"required" and insert:

permitted